

State of California  
State Water Resources Control Board  
DIVISION OF WATER RIGHTS

1001 I Street, 14<sup>th</sup> Floor, Sacramento, CA 95814  
P.O. Box 2000, Sacramento, CA 95812-2000

Info: (916) 341-5431, Fax: (916) 341-5400, [www.waterboards.ca.gov/waterrights](http://www.waterboards.ca.gov/waterrights)

INITIAL STATEMENT OF WATER DIVERSION AND USE

NOTE: A Statement is not a Water Right

This Statement should be typewritten or legibly written in ink and submitted to the address above.  
A separate statement must be filed for each point of diversion.

An (\*) indicates a required section. Required sections must be completed for the Statement to be accepted.

\*A. Claimant/Agent Information

Claimant/Owner: Paradise Cove HOA	Agent: Richard Kuehn, President
Mailing Address	Mailing Address
8193 Paradise Lagoon Drive	P.O. Box 59
Lucerne, CA 95458	Clearlake Oaks, CA 95423
Phone No.	Phone No. 707-391-7984
Fax No.	Fax No. 707-998-4014
E-mail Address:	E-mail Address: kuehn61@msn.com

\*B. Water is diverted and used under the claim of: Riparian claim ☒ Pre 1914 claim ☐ Court Decree No. \_\_\_\_\_

Note, if you have an application on file for a water right or have an existing license, please provide your application number \_\_\_\_\_

Other (explain): \_\_\_\_\_

\*C. Name of the body of water at the point of diversion

Clear Lake

Tributary to \_\_\_\_\_

\*D. Point of diversion is located within lake \_\_\_\_\_ County on Assessor's Parcel No. \_\_\_\_\_  
being within the NE 1/4 of NW 1/4 of Section 28, of Township 14, Range 8, W B&M.

Provide the location of the point of diversion using the California Coordinate System (NAD 1983) or Latitude / Longitude measurements.

pump station #2 122°45'6.353"W 39°2'30.44"N

Identify the point of diversion and outline the place of use on a United States Geological Survey (USGS) topographic map and submit the map with the Statement.

Name of the diversion works is \_\_\_\_\_ Related Water Right(s) \_\_\_\_\_

E. Do you own the land at the point of diversion? Yes ☐ No ☐ If No, please provide the name and address of the land owner at the point of diversion: \_\_\_\_\_

\*F. Capacity of diversion works 30 gpm (cfs, gpm, or gpd) Capacity of storage tanks or reservoir 200 gal (gallons or acre-feet)

Type of diversion facility: Gravity Creek Pump Well Pump

Method of measurement: Weir Flume In line flow meter Electric Meter Estimate

NOTE: Monthly report below is optional until January 1, 2012, at which time the information becomes mandatory.

\*Provide the maximum rate of diversion achieved in each month in the table below as measured in: cfs gpm or gpd

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec

Additional copies of this form and water right information can be obtained at [www.waterboards.ca.gov/waterrights](http://www.waterboards.ca.gov/waterrights).

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\*G. Provide the quantity of water diverted each month in the table below as measured in: Gallons Million gallons Acre-feet

Year	Jan	Feb	Mar	Apr	May	June	July	Aug	Sept	Oct	Nov	Dec	Total Annual

H. Annual water use in recent years: Maximum \_\_\_\_\_ (gallons or acre-feet) Minimum \_\_\_\_\_ (gallons or acre-feet)

State the year of first use at diversion site or storage facility \_\_\_\_\_

\*I. Beneficial water use is for: (example, number of acres and type of crop irrigated, average number of persons served, number of stock watered, etc.) 85 single-family dwellings and irrigation of common area, approximately 20 acres total

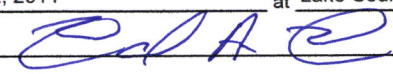
\*J. General description and location of the place of use shall be identified using a USGS topographic map, or if assigned, may be provided using the public land description to the nearest 40 acre parcel accompanied by the County Assessor's parcel map.  
see aerial photo (attached)

K. Please answer only those questions below that are applicable to your project.

1. Conservation of water
  - a. Describe any water conservation efforts you have in place \_\_\_\_\_
2. Water quality and wastewater reclamation
  - a. Are you now or have you been using reclaimed water from a wastewater treatment facility, desalination facility or water polluted by waste to a degree that unreasonably affects such water for other beneficial uses? YES NO
3. Conjunctive use of surface water and groundwater
  - a. Are you using groundwater in lieu of surface water? YES NO

I declare under penalty of perjury that the information in this report is true to the best of my knowledge and belief.

\*DATE: March 2, 2011 at Lake County, California

\*SIGNATURE: 

\*PRINTED NAME: Richard A. Kuehn, President

(first name)

(middle initial)

(last name)

COMPANY NAME: Paradise Cove Homeowners' Association

#### GENERAL INFORMATION PERTAINING TO WATER RIGHTS IN CALIFORNIA

There are two principal types of surface water rights in California. They are riparian and appropriative rights.

A riparian right enables an owner of land bordering a natural lake or stream to take and use water on his riparian land. Riparian land must be in the same watershed as the water source and must never have been severed from the source of supply by an intervening parcel without reservation of the riparian right to the severed parcel. Generally, a riparian water user must share the water supply with other riparian users. Riparian rights may be used to divert the natural flow of a stream but may not be used to 1) store water for later use 2) divert water which originates in a different watershed 3) divert water released from storage, or 4) divert return flows from groundwater use.

An appropriative right is required for use of water on non-riparian land and for storage of water. Generally, appropriative rights may be exercised only when there is a surplus not needed by riparian water users. After the formation of the California Water Commission in December 1914, new appropriators have been required to obtain a permit or license from the State.

Statements of Water Diversion and Use must be filed by a riparian and/or pre-1914 appropriative water user. The filing of a statement 1) provides a record of water use, 2) enables the State to notify such users if someone proposes a new appropriation upstream from their diversion, and 3) assists the State in determining if additional water is available for future appropriators.

The above discussion is provided for general information. For more specific information concerning water rights, please visit the website [http://www.waterboards.ca.gov/waterrights/water\\_issues/programs/diversion\\_use/](http://www.waterboards.ca.gov/waterrights/water_issues/programs/diversion_use/), or write to this office.

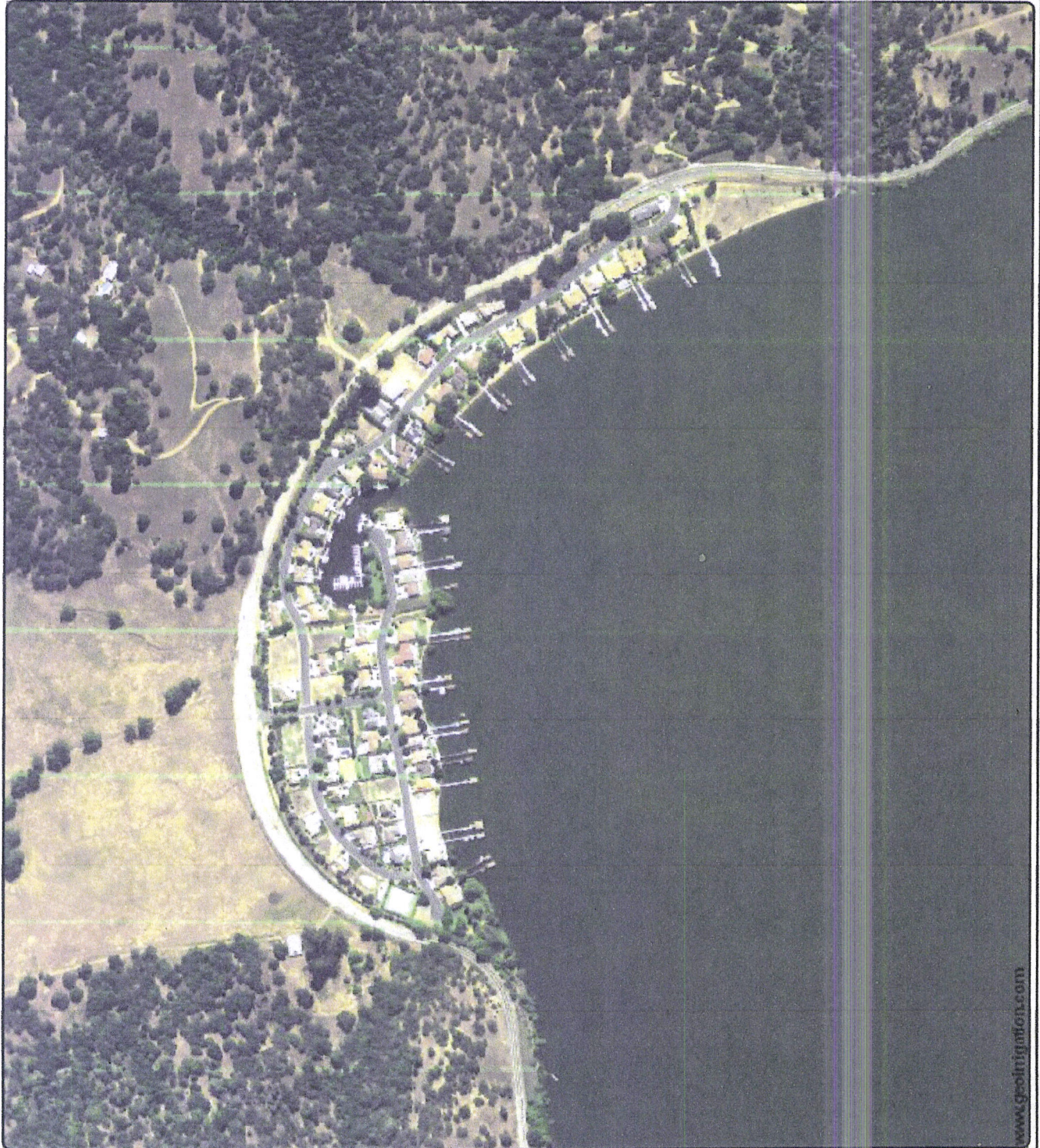


# YCFCWCD Internal Access

## Paradise Valley Subdivision

T14N, R8W, Sect 21 & 28

- Canal All
- Canal Open
- Canal Closed



Scale 1" = 608'  
Created: 2/23/2011

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www.geointegration.com

DISCLAIMER: This map is intended for display purposes only and is not intended for any legal representations. There are no warranties, expressed or implied, that accompany this product.



WATER RESOURCES  
2011 MAR -4 AM 10:33

Richard Kuehn, President  
Paradise Cove Homeowners Association  
8193 Paradise Lagoon Drive  
Lucerne, California 95458

DIV. OF WATER RIGHTS

State of California  
State Water Resources Control Board  
Division of Water Rights  
1001 I Street, 14<sup>th</sup> Floor  
Sacramento, California 95814

Dear Sirs,

I am the current president of the Paradise Cove Homeowners' Association, a non-profit organization consisting of the eighty-five lot owners which make up the Paradise Valley Subdivision. (map attached) Since the community's inception, all lot owners have had two sources of water, riparian water which is drawn from Clearlake by two pump stations located on the Association's common area and well water which is delivered by Lake County Special Districts and identified as County Service Area 16. In particular, the riparian rights were reserved by the developer for the benefit of all lot owners as stated on Sheet 2, Paragraph 5 of the Final Map.

It was recently brought to my attention that notification to the State of California was required for the continued diversion of water from Clearlake, and it is my intention to come into compliance with those regulations. In addition to the aforementioned map, I have included an aerial photograph of the subdivision, along with the required information on the Statement of Water Diversion form.

Please contact me with any questions, or if you require further information.

Sincerely,



Richard Kuehn, President  
Paradise Cove Homeowners Association

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